ORIGINAL

1

2

3

4

5

6

7

8

9

10

11

12

13



BEFORE THE ARIZONA CORPORATION COMMISSION RECEIVED

COMMISSIONERS

KRISTIN K. MAYES, Chairman **GARY PIERCE** PAUL NEWMAN SANDRA D. KENNEDY **BOB STUMP**

2009 JAN 23 A 9: 52

AZ CORP COMMISSION DUCKET CONTROL

Arizona Corporation Commission

DOCKETED

JAN 23 2009

DOCKETED BY

IN THE MATTER OF THE REVIEW AND POSSIBLE REVISION OF ARIZONA UNIVERSAL SERVICE FUND RULES, ARTICLE 12 OF THE ARIZONA ADMINISTRATIVE CODE.

IN THE MATTER OF THE INVESTIGATION OF THE COST OF TELECOMMUNICATIONS ACCESS.

DOCKET NO. T-00000D-00-0672

DOCKET NO. RT-00000H-97-0137

COMMENTS ON PROPOSED PROTECTIVE ORDER AND PROCEDURAL RECOMMENDATION ARIZONA LOCAL EXCHANGE CARRIERS ASSOCIATION

As set forth in the December 19, 2008, Procedural Order in the above-captioned dockets, the Arizona Local Exchange Carriers Association ("ALECA") hereby submits (i) its comments on the Staff's proposed protective order, and (ii) its procedural recommendations.

I. **COMMENTS ON STAFF'S PROTECTIVE ORDER**

ALECA has no objections to the form of Staff's proposed Protective Order.

II. PROCEDURAL RECOMMENDATIONS

ALECA recommends that the Commission begin with a workshop process. At the first workshop, the parties would be tasked with identifying all remaining issues in these dockets. Then, at a second workshop, the parties would attempt to resolve or narrow these issues. At the end of the second workshop, the parties would provide a consensus status report to the Administrative Law Judge.

ALECA expects that the process will require additional workshops following the second workshop. At the completion of the workshop process, the parties would provide a final

1

consensus status report to the Administrative Law Judge, who would then set any remaining issues for hearing.

Respectfully submitted on January 22, 2009, by:

Craig A. Marks

Craig A. Marks, PLC 10645 N. Tatum Blvd.

Suite 200-676

Phoenix, AZ 85028

(480) 367-1956

Craig.Marks@azbar.org

Attorney for Arizona Local Exchange Carriers Association

Craix G. Month

Original and 15 copies **mailed** on January 22, 2009, to:

Docket Control Arizona Corporation Commission 1200 West Washington Phoenix, Arizona 85007

Copies of the foregoing mailed on January 22, 2009, to:

Jane L. Rodda, Administrative Law Judge Hearing Division Arizona Corporation Commission 400 W. Congress Ave, Ste. 218 Tucson, AZ 85701-1347

Norm Curtright Qwest Corporation 20 East Thomas Road, 16th Floor Phoenix, AZ 85012

Dennis Ahlers Associate General Counsel 730 Second Avenue, Suite 900 Minneapolis, MN 55402

Brad VanLeur, President OrbitCom, Inc. 1701 North Louise Avenue Sioux Falls, SD 57107 Reed Peterson Qwest Corporation 20 East Thomas Road, 16th Floor Phoenix, AZ 85012

Thomas Bade, President Arizona Dialtone, Inc. 6115 South Kyrene Road Tempe, AZ 85283

Greg L. Rogers Level 3 Communications, LLC 1025 Eldorado Blvd. Broomfield, CO 80021

Copies of the foregoing e-mailed on January 22, 2009, to:

Maureen A. Scott, Senior Staff Counsel Legal Division Arizona Corporation Commission 1200 West Washington Street Phoenix, AZ 85007 mscott@azcc.gov

Dan Pozefsky Residential Utility Consumer Office 1110 West Washington, Suite 220 Phoenix, AZ 85007 dpozefsky@azruco.com

Dan Foley
Gregory Castle
AT&T Nevada
645 East Plumb Lane, B132
P.O. Box 11010
Reno, NV 89520
dan.foley@att.com
gc1831@att.com

Michael Grant Gallagher & Kennedy 2575 E. Camelback Road Phoenix, AZ 85016 mmg@gknet.com Attorneys for AT&T

Michael W. Patten Roshka DeWulf & Patten, PLC One Arizona Center Phoenix, AZ 85004 mpatten@rdp-law.com

Joan S. Burke
Osborn Maledon, PA
2929 North Central Avenue, Suite 2 100
Phoenix. AZ 85027
jburke@omlaw.com
Attorneys for Time Warner Telecom

Ernest Johnson Director
Utilities Division
Arizona Corporation Commission
1200 West Washington Street
Phoenix, AZ 85007
ejohnson@acc.gov

Lyndall Nipps
Vice President, Regulatory
Time Warner Telecom
845 Camino Sur
Palm Springs, CA 92262
Lyndall.Nipps@twtelecom.com

Thomas Campbell
Michael Hallam
Lewis and Roca, LLP
40 North Central Avenue
Phoenix, AZ 85004
tcampbell@lrlaw.com
mhallam@lrlaw.com
Attorneys for Verizon

Charles H. Carrathers, III General Counsel, South Central Region Verizon, Inc. HQE03H52 600 Hidden Ridge Irving, TX 75015 chuck.carrathers@verizon.com

Arizona Payphone Association c/o Gary Joseph Sharenet Communications 4633 West Polk Street Phoenix, AZ 85043 garyj@nationalbrands.com

Nathan Glazier, Regional Manager Alltel Communications, Inc. 4805 East Thistle Landing Drive Phoenix, AZ 85044 nathan.glazier@alltel.com Mark A. DiNunzio MS DV3-16, Building C Phoenix, AZ 85027 Mark.dinunzio@cox.com

Catherine A. Murray, Manager Integra Telecom, Inc. 730 Second Avenue, Suite 900 Minneapolis, MN 55402 camurray@eschelon.com

William A. Haas Deputy General Counsel 6400 C Street SW Cedar Rapids, Iowa 52406 Bill.Haas@mcleodusa.com

W. John Hayes, General Manager Table Top Telephone Company, Inc. 600 N. Second Ave. Ajo, AZ 85321 jhayes@tabletoptelephone.com

By:

Craig A. Marks